

SENATE COMMITTEE ON  
WATER AND LAND USE

Hearing Room  
Tapes 132 -135

MEMBERS PRESENT:

Sen. Rod Johnson, Chair  
Sen. Bob Kintigh, Vice-Chair  
Sen. Neil Bryant  
Sen. Ron Cease  
Sen. Bill Dwyer

STAFF PRESENT:

Karen Quigley, Committee Counsel  
Patricia Wehrli, Committee Assistant

MEASURES HEARD:

WORK SESSION ON SB 683  
WORK SESSION ON SB 1032  
WORK SESSION ON HB 2184  
WORK SESSION ON HB 2376  
WORK SESSION ON HB 2431  
WORK SESSION ON HB 2471  
PUBLIC HEARING ON HB 2501  
PUBLIC HEARING & WORK SESSION ON HB 3087  
PUBLIC HEARING & WORK SESSION ON HB 3433

PUBLIC HEAR

These minutes contain materials which paraphrase and/or summarize  
statements made during this session. Only text enclosed in quotation marks

report a speaker's exact words. For complete contents of the proceedings,  
please refer to the tapes.

TAPE 132 SIDE A

003 CHAIR JOHNSON: Convenes the hearing at 1: 15 PM  
OPENS THE WORK SESSION ON SB 1032  
Witnesses:  
Joe Hobson, Oregon Farm Bureau  
Douglas Parrow, Water Resources Department

004 JOE HOBSON, OREGON FARM BUREAU: Testifies in support of SB 1032.

SEN. CEASE: What do the (2) amendments do?

038 DOUGLAS PARROW: Explains the SB 1032-2 amendments.

052 CHAIR JOHNSON: Explains the decisions that have been made on the SB  
1032-2 amendments.

MOTION: SEN. KINTIGH moves the (-2) amendments.

VOTE: Hearing no objection the motion CARRIES.

MOTION: SEN. KINTIGH: Moves to send SB 1032 as amended o the Floor

with a

DO PASS recommendation.

CHAIR JOHNSON: The motion CARRIES. SEN. KINTIGH will lead the  
discussion on the Floor.

088 CHAIR JOHNSON: OPENS THE WORK SESSION ON HB 2184  
Witnesses:  
Richard Kosesan, Water for Life  
Beth Patrino, Water Resources Department

093 CHAIR JOHNSON: Explains the history and the intent of HB 2184.  
( Explains amendments that are proposed by Water for Life.

115 RICHARD KOSESAN , WATER FOR LIFE: Testifies in support of the HB 2184-9

amendments. (See Exhibit AA)

( Discusses the new point of diversion and the flexibility needed to  
explain that.

MOTION: CHAIR JOHNSON moves to amend the (-9) amendments with the  
amendments shown in Exhibit AB.

VOTE: CHAIR JOHNSON: Hearing no objection, the motion CARRIES. All  
members present.

MOTION: CHAIR JOHNSON moves the amended (-9) amendments in to the bill.

VOTE: Hearing no objection, the motion CARRIES. All members are present.

MOTION: CHAIR JOHNSON moves the (-8) amendments.

358 BETH PATRINO, WATER RESOURCES DEPARTMENT: Explains the amendments.

VOTE: Hearing no objection, the motion CARRIES. Sen. Cease is excused.

382 CHAIR JOHNSON: OPENS THE WORK SESSION ON 2431  
Witnesses:  
Rick Rogers, Senate Majority's Office  
Martha Pagel, Director, Water Resources Department

TAPE 133 SIDE A

009 RICHARD ROGERS, SENATE MAJORITY OFFICE: Testifies in support of HB  
2431.

SEN. BRYANT: Discusses the law in labeling deemed illegal and if there is  
a water right available.

033 ROGERS: They are allowed to change their point of diversion with a  
filing process.  
( Discusses the intent of the law.

CHAIR JOHNSON: Do you have any language available?

ROGERS: Proposes language that Water Resources Department is coming up  
with.

086 MARTHA PAGEL, DIRECTOR, WATER RESOURCES DEPARTMENT: Expresses what the  
language needed should address.

CHAIR JOHNSON: Discusses SB 516.

111 PAGEL: Agrees that the language in SB 516 is what she was referencing  
too.

MOTION: SEN. BRYANT moves SB 516 to the Floor with a DO PASS  
recommendation.

VOTE: In a roll call vote the motion CARRIES. All members present and  
vote AYE. CARRIER: BRYANT

152 CHAIR JOHNSON: OPENS THE WORK SESSION ON SB 683  
Witnesses:  
Keith Cubic, Planning Director, Douglas County  
Anthony Bochette, 1000 Friends of Oregon

165 KEITH CUBIC, PLANNING DIRECTOR OF DOUGLAS COUNTY: Testifies in support  
of SB 683. (See Exhibit B)

SEN. KINTIGH: Discusses the requirements of the minimum sizes?

Sen. Dwyer, Chair Johnson discusses proposed amendments with Mr. Cubic.

MOTION: CHAIR JOHNSON moves to accept the proposed amendments.

VOTE: Hearing no objection, the motion CARRIES.

317 ANTHONY BOCHETTE, 1000 FRIENDS OF OREGON: Testifies in opposition to  
the proposed amendments.

344 CUBIC: Explains his proposal in reference to Mr. Bochette's concerns.

368 BOCHETTE: Proposes language that would address 1000 Friends concerns.

373 CHAIR JOHNSON: Discusses his concerns with Mr. Bochette's proposed  
amendment.

TAPE 132 SIDE B

CHAIR JOHNSON: Questions if the language that Mr. Bochette is proposing is  
acceptable to the House.

007 BOCHETTE: Yes.  
( Discusses the rule making.

CHAIR JOHNSON: Discusses the policy decision necessary to address the  
bills intent.  
( Asks for different language to address his concerns.

MOTION: CHAIR JOHNSON moves to accept the proposed language and that  
restrictions be reported in the records.

VOTE: Hearing no objection, the motion CARRIES.

MOTION: SEN. DWYER moves SB 683 as amended to the Floor with a DO PASS  
recommendation.

VOTE: In a roll call vote the motion CARRIES. All members present vote  
AYE. Sens. Bryant and Cease are EXCUSED. CARRIER: JOHNSON

149 CHAIR JOHNSON: OPENS THE PUBLIC HEARING ON HB 2707  
Witness:  
Jon Chandler, City of Portland

173 JON CHANDLER, CITY OF PORTLAND: Testifies in support of HB 2707. (See  
Exhibit K)

214 CHAIR JOHNSON: OPENS THE PUBLIC HEARING ON HB 3087  
Witnesses:  
Bob Hall, Portland General Electric  
Bob Atwood, Pacific Corp  
John Brenneman, Idaho Power  
Martha Pagel, Director, Water Resource Department

227 BOB HALL, PORTLAND GENERAL ELECTRIC: Testifies in support of HB 3087.  
(See Exhibit L)

297 BOB ATWOOD, PACIFIC CORP. Testifies in support of HB 3087. (See

Exhibit M)

347 JOHN BRENNEMAN, IDAHO POWER: Testifies in support of HB 3087.

TAPE 133 SIDE B

007 MARTHA PAGEL, DIRECTOR, WATER RESOURCES DEPARTMENT: Testifies in support of HB 3087. (See Exhibit N)

VICE CHAIR KINTIGH: OPENS THE PUBLIC HEARING ON HB 2501  
Witness:  
Jon Chandler, City of Portland

028 JON CHANDLER, CITY OF PORTLAND: Testifies in support of HB 2501. (See Exhibit O)

099 SEN. BRYANT: Discusses how many times units are held up.

CHANDLER: Discusses the excess, but doesn't have numbers.  
( Discusses the problem with higher residential rates.

134 VICE CHAIR KINTIGH: OPENS THE PUBLIC HEARING ON HB 3433  
Witness:  
Sen. Brenda Brecke, Oregon State Senator-District 24

155 SEN. BRENDA BRECKE, OREGON STATE SENATOR-DISTRICT 24: Testifies in support of HB 3433.

MOTION: SEN. CEASE moves HB 3433 to the Floor with a DO PASS recommendation.

VOTE: In a roll call vote the motion CARRIES. All members present vote AYE. Sens. Dwyer and Johnson are EXCUSED. CARRIER: BRECKE

178 VICE CHAIR KINTIGH: OPENS THE WORK SESSION ON HB 3087

MOTION: SEN. BRYANT moves HB 3087 to the Floor with a DO PASS recommendation.

VOTE: In a roll call vote the motion CARRIES. All members present vote AYE. Sens. Dwyer and Johnson are EXCUSED. CARRIER: BRYANT

VICE CHAIR KINTIGH: OPENS THE PUBLIC HEARING ON HB 2501  
Witness: Gary Conkling

218 GARY CONKLING: Testifies in opposition to HB 2501 ( See Exhibit P)

SEN. CEASE: Questions if this bill is related to SB 908.

258 CONKLING: Yes.  
( Continues testimony on HB 2501.  
( Discusses with Sen. Cease the comparisons of HB 2501 to SB 908.

300 VICE CHAIR KINTIGH: OPENS THE WORK SESSION ON HB 2707

KAREN QUIGLEY, COMMITTEE COUNSEL: Discusses the language of the bill.

MOTION: CHAIR JOHNSON moves the conflict amendments to SB 791.

VOTE: Hearing no objection the motion CARRIES.

MOTION: SEN. BRYANT moves HB 2707 to the Floor with a DO PASS recommendation.

VOTE: In a roll call vote the motion CARRIES. All members present vote AYE. SEN. DWYER is EXCUSED. CARRIER: JOHNSON

357 CHAIR JOHNSON: OPENS THE PUBLIC HEARING ON HB 2501  
Witnesses:

Mary Kyle McCurdy  
Brian Garrison, Beaverton School Committee Member  
Sharon Skrydlak  
Sandy Van Bemmell  
Peggy Lynch

399 MARY KYLE MCCURDY: Testifies in opposition to HB 2501. (See Exhibit Q)

TAPE 134 SIDE A

014 BRIAN GARRISON, BEAVERTON SCHOOL COMMITTEE MEMBER: Testifies in opposition to HB 2501.

087 SHARON SKRYDLAK: Testifies in opposition to HB 2501. (See Exhibit R)

140 SANDY VAN BEMMEL: Testifies in opposition to HB 2501.

174 PEGGY LYNCH: Testifies in opposition to HB 2501.

198 CHAIR JOHNSON: CLOSSES THE PUBLIC HEARING ON HB 2501  
--Adjourns the meeting at 2:55 PM

Submitted by,

Reviewed by,

Patricia Wehrli

Karen

Quigley

Committee Assistant  
Counsel  
EXHIBITS:

Committee

A- Proposed Amendments--Karen Quigley, Committee Counsel--1 page  
AA- Proposed Amendments to HB 2184--Karen Quigley, Committee Counsel--2  
pages  
AB- Proposed Amendments to HB 2184--Karen Quigley, Committee Counsel--1 page  
AC- Proposed Amendments to HB 2184--Karen Quigley, Committee Counsel--3  
pages  
B- Testimony on SB 683--Keith Cubic, Planning Director Douglas County--10  
pages  
C- Proposed Amendments to SB 1032--Karen Quigley, Committee Counsel--3 pages  
D- Proposed Amendments to HB 2376--Karen Quigley, Committee Counsel--1 page  
E- Proposed Amendments to HB 2471--Karen Quigley, Committee Counsel--1 page  
F- Testimony on HB 2501--Leah Firth--1 page  
G- Staff Measure Summary on HB 2501--Karen Quigley, Committee Counsel--1  
page  
H- Staff Measure Summary on HB 2707--Karen Quigley, Committee Counsel--1  
page  
I- Staff Measure Summary on HB 3087--Karen Quigley, Committee Counsel--1  
page  
J- Staff Measure Summary on HB 3433--Karen Quigley, Committee Counsel--1  
page  
K- Testimony on HB 2707--Jon Chandler, Metro Portland--1 page  
L- Testimony on HB 3087--Robert Hall, PGE--3 pages  
M- Testimony on HB 3087--Bob Atwood, Pacific Corp--2 pages  
N- Testimony on HB 3087--Martha Pagel, Water Resource Department--2 pages  
O- Testimony on HB 2501--Jon Chandler, Metro Portland--2 pages  
P- Testimony on HB 2501--Gary Conkling--2 pages  
Q- Testimony on HB 2501--Mary Kyle McCurdy, 1000 Friends of Oregon--1 page  
R- Testimony on HB 2501--Sharon Skrydlak--1 page  
S- Testimony on HB 2501--Peggy Lynch--2 pages  
T- Testimony on HB 2501--Gary Gibson--13 pages  
U- Proposed Amendments to SB 1032--Karen Quigley, Committee Counsel--3 pages  
V- Proposed Amendments to HB 2471--Karen Quigley, Committee Counsel--1 page  
W- Proposed Amendments to HB 2376--Karen Quigley, Committee Counsel--1 page